



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary correction and adjustment from STANSBURY PARK IMPROVEMENT DISTRICT, dated December 19th, 2017, complying with Title 17B-1-414, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of boundary correction and adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to STANSBURY PARK IMPROVEMENT DISTRICT located in Tooele County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 30th day of January, 2018 at Salt Lake City, Utah.

SPENCER J. COX
Lieutenant Governor

NOTICE OF IMPENDING BOUNDARY ACTION

TO: The Lieutenant Governor, State of Utah

Dear Sir:

NOTICE IS HEREBY GIVEN that the Board of Trustees (the "Board"), of STANSBURY PARK IMPROVEMENT DISTRICT (the "District"), has, at a regular meeting of the Board, duly convened, pursuant to notice, on Tuesday, November 19, 2017, adopted a *Resolution Annexing Certain Property into the Boundaries of Stansbury Park Improvement District (Tooele County School District - Stansbury Jr. High Property)*, a true and correct copy of which is attached as EXHIBIT "A" hereto and incorporated by this reference herein (the "Annexation Resolution").

A copy of the Final Local Entity Plat satisfying the applicable legal requirements as set forth in Utah Code Ann. §17-23-20, approved as a final local entity plat by the Surveyor of ^{Tooele} Weber County, Utah, is submitted herewith. The Board hereby certifies that all requirements applicable to the annexation of the property more particularly described in the Annexation Resolution have been met.

WHEREFORE, the Board hereby respectfully requests the issuance of a Certificate of Annexation pursuant to and in conformance with the provisions of Utah Code Ann. §17B-1-⁴¹⁴512.

DATED this 11 day of January, 2018.

STANSBURY PARK IMPROVEMENT DISTRICT

By:

Thomas F. Parker
Thomas F. Parker, Board Chair

VERIFICATION

STATE OF UTAH)
 :SS.
County of Tooele)

The undersigned, being duly sworn upon oath, says that the facts set forth in the foregoing *Notice of Impending Boundary Action* are true, accurate, and complete to the best of the undersigned's knowledge and belief.

Thomas F. Parker
Thomas F. Parker, Board Chair

SUBSCRIBED AND SWORN to before me this 11th day of January, 2018.

Marilyn Mann
NOTARY PUBLIC
Marilyn Mann
Notary Public - State of Utah
Comm. No. 695445
My Commission Expires on
Jul 15, 2021

STANSBURY PARK IMPROVEMENT DISTRICT

RESOLUTION NO. 2017-12

**A RESOLUTION ANNEXING CERTAIN REAL PROPERTY
INTO THE BOUNDARIES OF
STANSBURY PARK IMPROVEMENT DISTRICT
(Tooele County School District – Stansbury Jr. High Property)**

WHEREAS, Utah Code Ann. §17B-1-402 provides that an area outside the boundaries of a local district may be annexed into the local district as provided in Part 4, Chapter 1, Utah Code Ann. §17B (the “*Annexation Statute*”), in order to provide to the area the service that the local district provides; and

WHEREAS, Stansbury Park Improvement District (the “*District*”), is an improvement district as defined in Utah Code Ann. §17B-2a-401 et seq., as well as a local district as defined in Utah Code Ann. §17B-1-102(11), and is subject to the provisions of the Annexation Statute; and

WHEREAS, the Board of Trustees of the District (the “*Board*”), received a Petition for the Annexation of Property into the boundaries of the District, dated November 27, 2017 (the “*Petition*”), executed by The Board of Education of the Tooele County School District (the “*Petitioner*”), pursuant to which the Petitioner petitioned the Board to annex the real property described in the Petition (the “*Annexation Property*”), as more particularly described herein, into the boundaries of the District in order to receive municipal water, sanitary sewer and storm drain services from the District for the benefit of the Annexation Property; and

WHEREAS, the Petitioner is the owner of 100% of the private real property located within Annexation Property representing an assessed value equal to 100% of the assessed value of all private real property within the entire Annexation Property proposed to be annexed pursuant to the Petition; and

WHEREAS, with the assistance of the Tooele County Recorder's Office, the District has verified that the Petitioner is the current owner of the Annexation Property as more particularly described in the Petition; and

WHEREAS, the District has found and determined that the Petition: (i) has been duly filed in conformance with the provisions of Utah Code Ann. §17B-1-403(1)(a)(ii)(A); (ii) describes the area

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proposed to be annexed and is accompanied by a map of the boundaries of the area proposed to be annexed in conformance with the provisions of Utah Code Ann. § 17B-1-403(3); and (iii) is otherwise in conformance with all of the specific requirements of Utah Code Ann. § 17B-1-404 of the Annexation Statute, and as such, has certified that the Petition is in compliance with all applicable requirements of State law and is a valid petition for the initiation of proceedings to annex the Annexation Property into the boundaries of the District; and

WHEREAS, the District has found and determined that notice of the certification of the Petition as required pursuant to Utah Code Ann. § 17B-1-405(1)(b) has been given to the Petitioner; and

WHEREAS, notice of the proposed Annexation has been duly given in conformance with the requirements of Utah Code Ann. § 17B-1-413(2) by: (i) posting written notice thereof at the District office and in one or more other locations within or proximate to the area proposed to be annexed; and (ii) by providing written notice to the *Tooele Transcript Bulletin*, a newspaper of local circulation within the District and to the Utah Public Notice Website; and

WHEREAS, the Board has found and determined that in conformance with the authority of Utah Code Ann. § 17B-1-406(2), inasmuch as Tooele County does not provide municipal water service, sanitary sewer and storm drain services as provided by the District, written notice of the proposed annexation of the Annexation Property into the boundaries of the District is not required to be delivered to Tooele County; and

WHEREAS, pursuant to the provisions of Utah Code Ann. § 17B-1-413, the public hearing, notice of hearing and protest provisions of the Annexation Statute are not required inasmuch as the Petition was signed by the owners of 100% of the private real property located within Annexation Property representing an assessed value equal to 100% of the assessed value of all private real property within the entire Annexation Property proposed to be annexed pursuant to the Petition; and

WHEREAS, the Board has found and determined that subject to the dedication of necessary water rights and compliance with all other applicable requirements of the District's rules and regulations: (i) the

District has system capacity sufficient to provide municipal water, sanitary sewer and storm drain services to the Annexation Property; (ii) the District is willing to provide municipal water, sanitary sewer and storm drain services to the Annexation Property, (iii) the Annexation Property will be benefitted by its inclusion into and receiving the services provided by the District; and (iv) the annexation of the Annexation Property into the boundaries of the District is in the best interest of the public served by the District;

NOW, THEREFORE, be it hereby resolved by the Board as follows:

SECTION 1. INCORPORATION OF RECITALS. The Recitals hereinabove set forth are incorporated into this Resolution and made a part hereof as though fully set forth herein.

SECTION 2. ANNEXATION. The annexation of the real property referred to herein as the Annexation Property, being hereinafter more particularly described, is approved and said property is hereby annexed into the boundaries of Stansbury Park Improvement District. The Annexation Property is described as follows:

Tooele County Parcel No.: 05-044-0-0077

Approximate Street Address of the Property: 150 East Bates Canyon Road, Erda, Utah 84074.

Legal Description of the Property:

A parcel of land, situate in the Northeast Quarter of Section 28, Township 2 South, Range 4 West, Salt Lake Base and Meridian, more particularly described as follows:

Beginning at a point on the section line, said point being South 89°39'36" West 1384.40 feet along said section line from the Northeast Corner of Section 28, Township 2 South, Range 4 West, Salt Lake Base and Meridian, and running: thence South 0°18'27" East 371.98 feet along an existing wire fence line; thence South 0°27'45" East 903.92 feet along said fence line; thence South 89°39'46" West 667.09 feet along a surveyed line, as shown on that survey for Charles R. Warr, performed by Nolan C. Hathcock, and filed under survey no. 97-0040-01, in the Tooele County Surveyor's office; thence North 0°11'36" West 1275.88 feet along a line parallel with and 596.15 feet perpendicularly distant easterly from the measured Quarter Section line, to the section line; thence North 89°39'36" East 662.11 feet along said section line, to the Point of Beginning.

Parcel contains: 847,503 square feet or 19.46 acres.

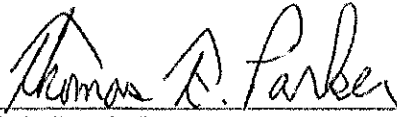
An Annexation Plat for the above-described Property is attached as EXHIBIT "A" hereto and incorporated by reference herein.

SECTION 3. EFFECT OF ANNEXATION. The Annexation Property hereby annexed shall be governed by and become an integral part of the District. Pursuant to this annexation, the owner of the Annexation Property shall be entitled to receive all of the benefits of commodities, facilities and services provided by the District, and shall be subject to all rights, powers and authority vested in the District as set forth in the Utah Local Districts Act, Utah Code Ann. §17B-1-101 *et seq.*, and the Improvement District Act, Utah Code Ann. §17B-2a-401 *et seq.*; including, without limitation, the right, power and authority of the District to promulgate rules and regulations for the operation of the District; to levy ad valorem property taxes on the Annexation Property; to provide municipal water, sanitary sewer and storm drain services and impose fees and charges for the commodities, facilities and services to be provided to the Annexation Property by the District and for payment of the District's bonds and other obligations.

SECTION 4. DIRECTION. All officers and employees of the District are hereby directed to take such action as shall be required pursuant to the Annexation Statute and otherwise, as necessary and appropriate, to effectuate the provisions of this Resolution and the intent expressed herein.

SECTION 5. EFFECTIVE DATE. This Resolution shall take effect immediately upon its approval and adoption by the Board.

APPROVED AND ADOPTED this 19th day of December, 2017



Chair, Board of Trustees
Stansbury Park Improvement District

Attest:


Secretary *Manager*

